

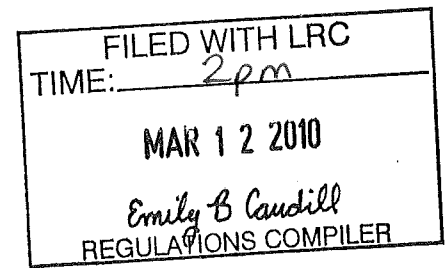
## **301 KAR 2:178**

### **Deer hunting on Wildlife Management Areas and state parks**

This regulation establishes the deer hunting seasons, limits, and equipment restrictions under which deer may be taken on wildlife management areas and state parks.

### **Significant Changes**

This amendment eliminates the bonus buck tag for WMA quota hunts, limits hunters to taking only 1 deer per day on WMAs, allows hunters participating in the Clay WMA quota hunt to take up to 4 deer, restricts hunters from taking more than 1 deer per season on Higginson-Henry WMA, allows hunters selected for the Taylorsville Lake WMA antlerless-only quota hunt to keep accumulated preference points, lengthens the quota hunt, moves the open firearms hunt to January and requires hunters to hunt in a selected tract only on West Kentucky WMA, and increases the limit to 2 deer on Jenny Wiley SRP. Hunts on Taylorville Lake WMA and Jenny Wiley SRP are shifted to a week later to avoid hunts taking place on New Year's Day.



1 TOURISM, ARTS AND HERITAGE CABINET

2 Kentucky Department of Fish and Wildlife Resources

3 (Amendment)

4 301 KAR 2:178. Deer hunting on Wildlife Management Areas and state parks.

5 RELATES TO: KRS 150.010, 150.340, 150.370, 150.390, 150.990

6 STATUTORY AUTHORITY: 148.029, 150.025, 150.620

7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 148.029 authorizes the Department of

8 Parks, in cooperation with the Department of Fish and Wildlife Resources, to implement wildlife

9 management plans on state parks. KRS 150.025 authorizes the department to promulgate

10 administrative regulations to establish open seasons for the taking of wildlife, to regulate bag

11 limits, and to make these requirements apply to a limited area. KRS 150.620 authorizes the

12 department to promulgate administrative regulations for the maintenance and operation of the

13 lands it has acquired for public recreation. [and 150.620 authorize the department to establish

14 hunting seasons, bag limits, methods of taking and other matters necessary to carry out the

15 purpose of KRS Chapter 150 on Wildlife Management Areas (WMAs).] This administrative

16 regulation establishes deer hunting seasons, application procedures, and other matters pertaining

17 to deer hunting on Wildlife Management Areas that differ from statewide requirements and on

18 state parks as requested by the Department of Parks. [This administrative regulation is necessary

19 to manage hunting pressure on WMAs and to allow controlled deer hunting at selected state

20 parks to relieve serious overpopulations of white-tailed deer that are damaging the ecological

21 integrity of those parks.]

Section 1. Definitions. (1) "Bait" means a substance composed of grains, minerals, salt, fruits, vegetables, hay, or any other food materials, whether natural or manufactured, that may lure, entice, or attract wildlife. [~~"Bonus quota hunt deer permit" means a permit that authorizes a hunter participating in a Wildlife Management Area or state park quota hunt and who possesses a statewide deer permit to take additional deer during a quota hunt.~~]

(2) "Centerfire" means a type of firearm that detonates a cartridge by the firing pin striking primer in the middle of the end of the cartridge casing.

(3) "In-line muzzleloading gun" means a firearm capable of being loaded only from the discharging end of the barrel or cylinder, that is also equipped with an enclosed ignition system located directly behind the powder charge.

(4) "Mobility-impaired" means an individual who meets the requirements of Section 2(1) of 301 KAR 3:026.

(5) "Modern firearm season" means the ten (10) or sixteen (16) consecutive day period beginning the second Saturday in November when breech-loading firearms may be used to take deer.

(6) "Optical enhancement" means any sighting device other than open or "iron" sights.

(7) "Quota hunt" means a Wildlife Management Area or state park hunt where a participant is selected by a random drawing.

(8) "Statewide deer requirements" mean the season dates, zone descriptions, and other requirements for deer hunting established in 301 KAR 2:172.

(9) "Wildlife management area" or "WMA" means a tract of land:

(a) Controlled by the department through ownership, lease, license, or cooperative agreement;  
and

(b) That has "Wildlife Management Area" or "WMA" as part of its official name.

1 ~~[(9) "Wildlife management area or WMA" means a tract of land the department controls or~~  
2 ~~manages through ownership, lease, license, or cooperative agreement.]~~

3 (10) "Youth" means a person under the age of sixteen (16) by the date of the hunt.

4 Section 2. General WMA Requirements. (1) Unless specified ~~[otherwise]~~ in this administrative  
5 regulation, statewide deer requirements shall apply to a WMA.

6 (2) A hunter shall not take more than one (1) deer per day on a WMA, except during a quota  
7 hunt.

8 (3) Unless specified in Section 6 of this administrative regulation, if a WMA is in two (2) or  
9 more deer hunting zones as established in 301 KAR 2:172, then the WMA shall be regulated by  
10 the most liberal zone requirements of the zones in which it lies.

11 (4)

12 ~~[(2) Unless specified otherwise in Section 6 of this administrative regulation, a WMA in two or~~  
13 ~~more deer hunting zones as specified in 301 KAR 2:172 is governed by the most liberal zone~~  
14 ~~requirements of the zones in which it lies.~~

15 ~~(3)]~~ Deer hunting on WMAs listed in Section 6 of this administrative regulation, shall be  
16 permitted only as stated, except archery hunting is allowed under the statewide archery  
17 requirements established in 301 KAR 2:172, unless otherwise noted.

18 (5) An open firearm deer hunt, beginning on the Wednesday following the third Monday in  
19 January for ten (10) consecutive days, shall:

20 (a) Be limited to members of the United States Armed Forces and the National Guard and  
21 reserve component who:

22 1. Are residents of Kentucky or non-residents stationed in Kentucky; and

23 2. Were deployed out-of-country during any portion of the most recent regular statewide deer

1 season.

2 (b) Only be on a WMA designated as open for this special hunt; and

3 (c) Follow statewide deer hunting requirements established in 301 KAR 2:172.

4 (6)

5 ~~[(4) An open firearm deer hunt:~~

6 ~~(a) Shall be limited to United States Armed Forces and National Guard veterans who are~~  
7 ~~residents of Kentucky, or nonresidents stationed in Kentucky, and who were deployed out of~~  
8 ~~country during any portion of the most recent regular statewide deer season;~~

9 ~~(b) Shall be the Wednesday following the third Monday in January for ten (10) consecutive days;~~  
10 ~~and~~

11 ~~(c) Participant shall follow statewide deer requirements and hunt only on WMAs designated as~~  
12 ~~open for this special hunt.~~

13 ~~(5)] On a WMA, a person:~~

14 ~~(a) Shall not use a nail, spike, screw-in device, wire, or tree climber for attaching a tree stand or~~  
15 ~~climbing a tree;~~

16 ~~(b) May use a portable stand or climbing device that does not injure a tree;~~

17 ~~(c) Shall not place a portable stand in a tree more than two (2) weeks before opening day, and~~  
18 ~~shall remove it within one (1) week following the last day, of each hunting period;~~

19 ~~(d) Shall plainly mark the portable stand with the hunter's name and address; and~~

20 ~~(e) Shall not use an existing permanent tree stand.~~

21 (7) [(6)] A person without a valid quota hunt confirmation number shall not enter a WMA  
22 during a quota hunt on that area except:

23 (a) To travel through a WMA on an established road or to use an area designated open by a sign;

or

(b) One (1) assistant may accompany a mobility-impaired hunter who was drawn to hunt, but  
~~[To accompany a movement-impaired hunter who was drawn to hunt. Only one (1) assistant~~  
~~shall be allowed, and]~~ the assistant shall not be required to have applied for the quota hunt.

(8) ~~[(7)]~~ Except if waterfowl hunting or hunting at night, a person hunting any species or a person accompanying a hunter shall wear hunter orange clothing as specified in 301 KAR 2:172 while on a WMA when firearms are permitted for deer hunting or while hunting within the sixteen (16) county elk zone when firearm elk season is in progress.

(9) A person shall not place, distribute, or hunt over bait. ~~[(8) A person shall not place, distribute, or hunt over bait as prohibited in 301 KAR 3:010.]~~

Section 3. General Quota Hunt Procedures. (1) A quota hunt applicant who is not selected and applies to hunt the following year shall be given one (1) preference point for each year the applicant was not selected.

(2) If selected for a quota hunt other than the Taylorsville Lake WMA antlerless-only hunt, a person shall lose all accumulated preference points.

(3) A random selection of hunters ~~[these]~~ with preference points shall be made for each year's quota hunts before those without preference points are chosen.

(4) If a person does not apply for a deer quota hunt in a given year, then all accumulated preference points shall be forfeited.

(5) Each applicant's preference points are independent of each other. If applying as a party, the entire party is selected if one (1) member of the party is selected.

(6) The commissioner may extend the application deadline if technical difficulties with the automated application system prevent applications from being accepted for one (1) or more days

during the application period.

~~(7) A hunter may take up to two (2) deer on a quota hunt, only one (1) of which may be an antlered deer, except as authorized in Section 6 of this administrative regulation. [Unless otherwise specified in Section 6 of this administrative regulation, a hunter may take up to two (2) deer on a quota hunt, only one (1) of which may be an antlered deer.]~~

~~(8) [Bonus quota hunt permits shall only be used for quota hunts. Deer taken with these permits do not count toward the statewide total deer limit.~~

~~(9)~~ There shall be one (1) person drawn from the eligible quota hunt applicants ~~[to the quota hunts]~~ who were not selected in the original drawing. This person shall receive one (1) deer permit that carries with it all the privileges of the Special Commission Permit described in 301 KAR 3:100.

Section 4. Quota Hunt Application Process. A person applying for a quota hunt shall:

(1) Call the toll free number listed in the current fall hunting and trapping guide from a touch-tone phone between September 1 and September 30;

(2) Enter each applicant's Social Security number;

(3) Indicate a first and second choice of hunts; and

(4) Pay a three (3) dollar application fee for each applicant, prior to the draw by:

(a) Check;

(b) Money order;

(c) Visa; or

(d) Master Card.

(5) Not apply more than one (1) time;

(6) Not apply as a group of more than five (5) persons; and

(7) Not be eligible to participate in a quota hunt unless selected pursuant to this administrative regulation, or accompanying a movement-impaired hunter.

Section 5. Quota Hunt Participant Requirements. Except as otherwise specified in this administrative regulation, a person selected to participate in a quota hunt shall:

(1) Check-in and show proof of his or her Social Security number;

(2) Possess an annual Kentucky hunting license, except as provided in KRS 150.170(3) and 150.170(6);

(3) Show proof of purchasing a current statewide deer permit;

(4) Possess a deer permit that authorizes the taking of deer with the equipment being used and in accordance with the zone restrictions where the hunt will occur;

(5) Possess an unused bonus deer permit, if the person has already taken the two (2) deer authorized by possession of the statewide deer permit;

(6) Not be required to possess a deer permit if the person possesses and presents a senior/disabled combination hunting and fishing license at time of check-in, is on military furlough for more than three (3) days, or is under twelve (12) years of age;

(7) Hunt on assigned date and in assigned areas selected by a random drawing of applicants if necessary;

(8) Comply with hunting equipment restrictions specified by the type of hunt;

(9) Check in from noon to 8 p.m. local time on the day before the hunt or between 5:30 a.m. and 8 p.m. Eastern time on the day of the hunt;

(10) Check ~~in and~~ out ~~daily~~ at the designated WMA or state park check station:

(a) If ~~When~~ finished hunting;

(b) If the hunter's bag limit is reached; or

(c) By 8 p.m. Eastern time on the final day of the hunt;

(11) A harvested deer shall be taken to the designated check station on a WMA or state park by 8 p.m. on the day the deer was harvested.

(12) Be declared ineligible to apply for the next year's drawing if the hunter fails to check out properly; and

(13) [(12)] Comply with all waterfowl, pheasant, quail, and deer quota hunt requirements, including the fifteen (15) inch minimum outside antler spread harvest restriction for antlered deer when in effect, or be ineligible to apply for any quota hunt for these species the following year.

Section 6. WMA Hunting Dates, Requirements and Restrictions. (1) Adair WMA. The crossbow season shall be open under statewide requirements.

(2) Ballard WMA.

(a) On the main tract, the quota hunt shall be for two (2) consecutive days beginning on the first Saturday in November; [~~November.~~]

(b) On the main tract, the archery, crossbow, and youth firearm seasons shall be open under statewide requirements through October 14, except that the two (2) mile driving loop marked by signs shall be closed to all hunting; [~~within the two (2) mile driving loop as marked by signs. This area shall be closed to all hunting.~~]

(c) The crossbow, modern firearm, youth firearm, and muzzleloader seasons shall be open under statewide requirements only on the 400 acre tract south of Sallie Crice Road; and [~~Road.~~]

(d) A hunter shall not take a deer with antlers that have an outside spread of less than fifteen (15) inches.

(3) Barren River WMA. The area shall be open [~~Open~~] under statewide requirements except that on the Peninsula Unit, including Narrows, Goose and Grass Islands, a person shall not hunt deer

with a modern firearm.

(4) Beaver Creek WMA.

(a) The quota hunt shall be for two (2) consecutive days beginning the first Saturday in November;

~~(b) [November.~~

~~(a)]~~ The limit shall be one (1) deer during the quota hunt;

~~(c) [hunt.~~

~~(b)]~~ The crossbow season shall be open under statewide requirements; and

~~(d) [requirements.~~

~~(e)]~~ A deer hunter shall not take an antlered deer with antlers having an outside spread of less than fifteen (15) inches.

(5) Boatwright WMA. The area shall be open under statewide requirements, except that:

(a) On the Swan Lake Unit the archery and crossbow seasons shall be open under statewide requirements through October 14; and

~~(b) The [Open under statewide requirements except that on the Swan Lake Unit the archery and crossbow seasons shall be open under statewide requirements through October 14, and the] October youth deer season shall be open under statewide requirements.~~

(6) Cedar Creek Lake WMA. The crossbow season shall be open under statewide requirements.

(7) Clay WMA.

(a) On the main tract, crossbow and youth firearm seasons shall be open under statewide requirements, except archery hunting shall be prohibited during the quota fox hunting field trials as established in 301 KAR 2:049; ~~[2:049.]~~

(b) The remainder of the WMA shall be open under statewide requirements for the archery,

1 crossbow, and youth seasons, except during the quota deer hunt; ~~[hunt.]~~

2 (c) The quota hunt shall be for two (2) consecutive days beginning the first Saturday in

3 November; ~~[November.]~~

4 (d) A quota hunt participant shall be given one (1) preference point for each female deer

5 checked-in; and

6 (e) Hunters drawn for the quota hunt may harvest up to four (4) deer, only one (1) of which may

7 be antlered. ~~[checked-in.]~~

8 (8) Dewey Lake WMA.

9 (a) The crossbow and youth firearm seasons shall be open under statewide requirements;

10 ~~[requirements.]~~

11 (b) The use of firearms shall be prohibited for deer hunting on the portion of the area extending

12 southward from the dam to Shoreline Campground Number One, and including all property from

13 the WMA boundary downslope to the lake edge; and ~~[edge.]~~

14 (c) A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen

15 (15) inches.

16 (9) Dix River WMA. The crossbow, youth firearm, and muzzleloader seasons shall be open

17 under statewide requirements.

18 (10) Fishtrap Lake WMA.

19 (a) The quota hunt shall be for two (2) consecutive days beginning on the Saturday before

20 Thanksgiving;

21 (b) The limit for the quota hunt shall be one (1) deer; and

22 (c) [Thanksgiving. The limit shall be one (1) deer.

23 ~~(b)]~~ The crossbow and youth firearm season shall be open under statewide requirements.

(11) Grayson Lake WMA.

(a) An open youth hunt shall:

1. Be the first Saturday in November for two (2) consecutive days;

~~2. [Be limited to youth hunters age fifteen(15) and under;~~

~~3.] Require check-in from noon to 8 p.m. Eastern Time on the day before the hunt or between~~

~~5:30 a.m. and 8 p.m. Eastern Time on hunt days;~~

~~3. [4.] Check-out as follows:~~

a. ~~If [When]~~ finished hunting;

b. If the hunter's bag limit is reached; or

c. By 8 p.m. Eastern Time on the final day of the hunt.

4. Have a two (2) deer bag limit, only one (1) of which may be an antlered deer; and

~~5. [Have a two (2) deer bag limit, only one (1) of which may be an antlered deer;~~

~~6.] Have bonus deer permits apply;~~

(b) A person who has not checked in shall not enter the Grayson Lake WMA during the open

youth hunt, except to:

1. Travel through the WMA on an established public road; or

2. Use an area designated as open by signs.

(c) [and

~~7. Except to travel through Grayson Lake WMA on an established public road or to use an area~~

~~designated open by a sign, a person who has not checked in shall not enter the Grayson Lake~~

~~WMA during the open youth hunt.~~

~~(b)] The property of Camp Webb shall be open for a mobility-impaired deer hunting event~~

~~during the first weekend of October as established in 301 KAR 3:110;~~

1    ~~(d) [3:110.~~

2    ~~(e)]~~ The crossbow hunt shall be from the first Saturday in September through the third Monday

3    in January, except during the November open youth hunt; and

4    ~~(e) [hunt.~~

5    ~~(d)]~~ The statewide youth firearm season shall be open under statewide requirements.

6    (12) Green River Lake WMA and Dennis-Gray WMA.

7    (a) The crossbow season shall be open under statewide requirements; [requirements.]

8    (b) The quota hunt shall be for two (2) consecutive days beginning the first Saturday in

9    November; [November.]

10    (c) Fifteen (15) openings shall be reserved in the quota hunt for mobility-impaired persons;

11    [persons.]

12    (d) A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen

13    (15) inches; and [inches.]

14    (e) The Green River Lake and Dennis-Gray WMAs ~~[For the purposes of check-in and check-out~~

15    ~~times, the Green River Lake WMA]~~ shall be considered to be located in the Eastern Time Zone.

16    (13) Higginson-Henry WMA.

17    (a) The youth firearm deer season shall be open under statewide requirements; [requirements.]

18    (b) A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen

19    (15) inches; and

20    (c) A hunter shall take no more than one (1) deer from the WMA per license year. [inches.]

21    (14) J.C. Williams WMA. The crossbow season shall be open under statewide requirements.

22    (15) Kentucky River WMA. The crossbow and youth firearm seasons shall be open under

23    statewide requirements.

1 (16) Kleber WMA.

2 (a) The crossbow season shall be open under statewide requirements, except during a quota hunt.

3 (b) The quota hunts shall be ~~[as follows]~~:

4 1. ~~For [The first quota hunt shall be for]~~ two (2) consecutive days beginning the first Saturday in  
5 November; and

6 2. ~~For [The second quota hunt shall be for]~~ two (2) consecutive days beginning the first Saturday  
7 in December.

8 (c) The youth firearm season shall be open under statewide requirements.

9 (17) Knobs State Forest WMA. The crossbow season shall be open under statewide  
10 requirements.

11 (18) Lake Barkley WMA shall be open under statewide requirements except that the North  
12 Refuge is closed from November 1 to February 15 and Duck Island is closed from October 15 to  
13 March 15.

14 (19) Lewis County WMA.

15 (a) The modern firearm and youth firearm seasons shall be open under statewide requirements,  
16 except that the use of centerfire rifles and handguns shall be prohibited; ~~[prohibited.]~~

17 (b) The October muzzleloader season shall be open under statewide requirements; and  
18 ~~[requirements.]~~

19 (c) The crossbow season shall be open under statewide requirements.

20 (20) Livingston County WMA. The crossbow, youth firearm, muzzleloader, and modern firearm  
21 seasons shall be open under statewide requirements, except a person shall not hunt deer with a  
22 modern gun during the modern firearm deer season.

23 (21) Curtis Gates Lloyd WMA. The crossbow season shall be open under statewide

- 1 requirements.
- 2 (22) Mill Creek WMA.
- 3 (a) The crossbow season shall be open under statewide requirements.
- 4 (b) The quota hunt shall:
- 5 1. Be for two (2) consecutive days beginning the first Saturday in November; and ~~[The quota~~
- 6 ~~hunt shall be for two (2) consecutive days beginning the first Saturday in November.]~~
- 7 2. Have a one (1) deer bag limit. ~~[The limit shall be one (1) deer.]~~
- 8 (23) Miller Welch-Central Kentucky WMA. The archery hunt shall be:
- 9 (a) On Wednesdays, from the first Saturday in September through December 17, except during
- 10 scheduled field trials as posted on the area bulletin board; and
- 11 (b) December 18 through the third Monday in January.
- 12 (24) Mud Camp Creek WMA. The crossbow, youth firearm, and muzzleloader seasons shall be
- 13 open under statewide requirements.
- 14 (25) Mullins WMA. The crossbow season shall be open under statewide deer requirements.
- 15 (26) Ohio River Islands WMA, ~~[WMA;]~~ Stewart Island Unit:
- 16 (a) The muzzleloader season shall be for two (2) consecutive days beginning the third Saturday
- 17 in October; ~~[October.]~~
- 18 (b) The archery season shall be from the first Saturday in September through October 14; ~~[14.]~~
- 19 (c) The crossbow season shall be from October 1 through October 14; ~~[14.]~~
- 20 (d) The October youth season shall be open under statewide requirements; and ~~[requirements.]~~
- 21 (e) The remainder of the WMA shall be open under statewide requirements.
- 22 (27) Paintsville Lake WMA.
- 23 (a) The quota hunt shall be for two (2) consecutive days beginning the first Saturday in

1 November; [~~November.~~]

2 (b) The crossbow and youth firearm seasons shall be open under statewide requirements;  
3 [~~requirements.~~]

4 (c) A person shall not use firearms for deer hunting:

5 1. On [~~The use of firearms is prohibited for deer hunting on that portion of~~] the area extending  
6 eastward from the drainage of Glade Branch, along the north edge of the lake, to the No Hunting  
7 Area surrounding Rocky Knob Recreation Area and enclosing all property from the WMA  
8 boundary downslope to the lake edge; and

9 2. On [~~edge. Also included are~~] the islands to the south and that portion of the area extending  
10 eastward along the south edge of the lake from the drainage of Shoal Branch to the No Hunting  
11 Area surrounding the dam and ranger station, and extending downslope to the edge of the lake;  
12 and [~~lake.~~]

13 (d) A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen  
14 (15) inches.

15 (28) Peabody WMA.

16 (a) The crossbow, youth firearms, and muzzleloader seasons shall be open under statewide  
17 requirements; and [~~requirements.~~]

18 (b) The modern firearm season shall be open under statewide requirements for ten (10)  
19 consecutive days beginning the second Saturday in November.

20 (29) Pennyrile State Forest-Tradewater WMA.

21 (a) The crossbow season shall be open under statewide requirements; [~~requirements.~~]

22 (b) The quota hunt shall be for two (2) consecutive days beginning the first Saturday in  
23 November; and [~~November.~~]

1 (c) A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen  
2 (15) inches.

3 (30) Pioneer Weapons WMA. Statewide requirements shall apply except that a person:

4 (a) Shall not use a modern firearm;

5 (b) Shall not use an in-line muzzleloading gun;

6 (c) Shall not use a scope or optical enhancement; and

7 (d) May use a crossbow during the entire archery season.

8 (31) Dr. James R. Rich WMA.

9 (a) The crossbow season shall be open under statewide requirements, except during a quota hunt.

10 (b) The quota hunts shall be ~~[as follows]:~~

11 1. ~~For [The first quota hunt shall be for]~~ two (2) consecutive days beginning the first Saturday in  
12 November; and

13 2. For two (2) consecutive days beginning the first Saturday in December; and ~~[The second quota~~  
14 ~~hunt shall be for two (2) consecutive days beginning the first Saturday in December.]~~

15 (c) The youth firearm season shall be open under statewide requirements.

16 (32) Robinson Forest WMA.

17 (a) A person shall not hunt deer on the main block of Robinson Forest; and ~~[Forest.]~~

18 (b) The remainder of the WMA shall be open under statewide requirements.

19 (33) Sloughs WMA.

20 (a) On the Sauerheber Unit, the archery, crossbow, muzzleloader, and youth firearm seasons  
21 shall be open under statewide requirements through October 31, except that the Crenshaw and  
22 Duncan II Tracts shall be open under statewide requirements through the end of modern firearm  
23 season; and ~~[season.]~~

- 1 (b) The remainder of the WMA shall be open under statewide requirements.
- 2 (34) South Shore WMA.
- 3 (a) The youth firearm, October muzzleloader, and modern firearm seasons shall be open under  
4 statewide requirements through November 14, except that the use of centerfire rifles and  
5 handguns shall be prohibited; and ~~[prohibited.]~~
- 6 (b) The archery and crossbow seasons shall be open under statewide requirements, except the  
7 area shall be closed November 15 through January 15.
- 8 (35) Sturgis WMA.
- 9 (a) The area shall be closed to the statewide archery season; ~~[season.]~~
- 10 (b) There shall be a quota hunt for two (2) consecutive days beginning the first Saturday in  
11 November; ~~[November.]~~
- 12 (c) There shall be an archery and crossbow quota hunt for two (2) consecutive days beginning  
13 the fourth Saturday in October; ~~[October.]~~
- 14 (d) There shall be a youth quota hunt for two (2) consecutive days beginning the second Saturday  
15 in October; and ~~[October.]~~
- 16 (e) A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen  
17 (15) inches.
- 18 (36) T.N. Sullivan WMA. The crossbow season shall be open under statewide requirements.
- 19 (37) R.F. Tarter WMA. The crossbow, youth firearm, and muzzleloader seasons shall be open  
20 under statewide requirements.
- 21 (38) Taylorsville Lake WMA.
- 22 (a) There shall be a quota hunt for:
- 23 1. Two (2) consecutive days beginning the first Saturday in November for antlerless deer;

1 2. Two (2) consecutive days beginning the first Saturday in December; and  
2 3. Two (2) consecutive days beginning the second ~~[first]~~ Saturday in January.

3 (b) Seven (7) openings shall be reserved in each quota hunt for mobility impaired persons;  
4 ~~[persons.]~~

5 (c) The youth firearm season shall be open under statewide requirements; ~~[requirements.]~~

6 (d) The crossbow season shall be open under statewide requirements; and

7 (e) Applicants drawn for the antlerless-only quota hunt shall not lose any accumulated preference  
8 points. ~~[requirements.]~~

9 (39) Twin Eagle WMA. The crossbow season shall be open under statewide requirements.

10 (40) Twin Knobs Campground.

11 (a) The quota hunt shall be on the second Saturday in December for mobility-impaired persons;  
12 and ~~[persons.]~~

13 (b) The area shall be closed to the statewide archery season.

14 (41) Paul Van Booven WMA.

15 (a) The area shall be closed to vehicle access from an hour after sunset to an hour before sunrise,  
16 except that a hunter may retrieve downed game; ~~[This area shall be closed to vehicle access from~~  
17 ~~an hour after sunset until an hour before sunrise except that a hunter may retrieve downed game.]~~

18 (b) The crossbow, muzzleloader, and youth firearm seasons shall be open under statewide  
19 requirements; ~~[requirements.]~~

20 (c) There shall be a quota hunt for: ~~[The quota hunts shall be as follows:]~~

21 1. Five (5) consecutive days beginning the second Saturday in November; and  
22 2. Five (5) consecutive days beginning the Thursday following the second Saturday in  
23 November.

- 1    (d) The bag limit for a quota hunt [3. The limit] shall be one (1) deer.
- 2    (e) A quota hunt participant [4. Participants] shall not be required to check in and out, but shall
- 3    telecheck harvested deer as specified in 301 KAR 2:172.
- 4    (f) [(d)] A hunter shall not take a deer with antlers that have an outside spread of less than fifteen
- 5    (15) inches.
- 6    (42) West Kentucky WMA.
- 7    (a) All tracts shall be open under statewide requirements for the archery and crossbow seasons,
- 8    except that:
- 9    1. Tract 8A shall be closed to all deer hunting; and
- 10    [1. All tracts, except Tract 8A, shall be open under statewide requirements for the archery and
- 11    crossbow seasons; except that]
- 12    2. All tracts shall be closed to archery and crossbow hunting during quota and firearm deer
- 13    hunts; [hunts.]
- 14    (b) Tracts 1-6 shall be open to shotgun and muzzleloader hunters participating in the quota and
- 15    open firearm deer hunts;
- 16    (c) Tract 7 and "A" Tracts shall not be open for quota or firearm deer hunts;
- 17    (d) The quota hunt shall be for five (5) consecutive days beginning the Saturday prior to
- 18    Thanksgiving;
- 19    (e) [hunts. Tract 7 and "A" Tracts shall not be open for quota or firearm deer hunts.
- 20    (e) The quota hunt shall be for [two (2) consecutive days beginning the third Saturday in
- 21    November.
- 22    (d)] The firearms season shall:
- 23    1. Be for three (3) consecutive days beginning the Saturday preceding the third Monday in

- 1 January; [Be the third Saturday after Thanksgiving for two (2) consecutive days;]
- 2 2. Be limited to the first 200 hunters;
- 3 3. Require check-in from 4 p.m. to 8 p.m. Central Time on the day before the hunt or between
- 4 4:30 a.m. and 7 p.m. Central Time on hunt days;
- 5 4. Shall require a hunter to check out: [~~Check out as follows:~~]
- 6 a. When finished hunting;
- 7 b. If the hunter's bag limit is reached; or
- 8 c. By 7 p.m. Central time on the final day of the hunt.
- 9 5. Have a two (2) deer bag limit, only one (1) of which may be an antlered deer;
- 10 6. Have bonus deer permits apply; and
- 11 7. Require every person to check in during the firearm deer season, except for:
- 12 a. A person traveling on an established public road; or
- 13 b. A person in an area designated as open by signs.
- 14 ~~(f) [Except to travel through West Kentucky WMA on an established public road or to use an~~
- 15 ~~area designated open by a sign, a person who has not checked in shall not enter the West~~
- 16 ~~Kentucky WMA during firearm season.~~
- 17 ~~(e)]~~ Firearm hunters shall not use centerfire rifles or handguns;
- 18 ~~(g) [handguns.~~
- 19 ~~(f)]~~ A person shall not carry a firearm in posted zones.
- 20 (h) [(g)] Archery hunters shall check-in with U.S. Energy Corporation security personnel before
- 21 hunting on the "A" Tracts;
- 22 (i) [Tracts.
- 23 ~~(h)]~~ Crossbow hunting is prohibited on the "A" Tracts;

1 (j) ~~[tracts.~~

2 (i)] A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen  
3 (15) inches; and

4 (k) At check-in prior to each day's hunt, hunters shall sign in for the hunting tract of their choice  
5 and shall not hunt outside of that tract. ~~[inches.]~~

6 (43) Yatesville WMA. The crossbow, youth firearm, muzzleloader, and modern firearm seasons  
7 shall be open under statewide requirements, except a person shall not take antlerless deer with a  
8 firearm during the modern firearm deer season.

9 (44) Yellowbank WMA.

10 (a) The crossbow and youth firearm deer seasons shall be open under statewide requirements;  
11 and ~~[requirements.]~~

12 (b) A deer hunter shall not take a deer with antlers that have an outside spread of less than fifteen  
13 (15) inches.

14 (45) Zilpo Campground.

15 (a) The quota hunt shall be on the second Saturday in December for mobility impaired persons;  
16 and ~~[persons.]~~

17 (b) The area shall be closed to the statewide archery season.

18 Section 7. State Park Deer Seasons. The following state parks shall be open to deer hunting as  
19 specified below and according to requirements in Section 8 of this administrative regulation:

20 (1) Lake Barkley State Resort Park. Deer hunting shall be permitted on the first Tuesday of  
21 January for two (2) consecutive days.

22 (2) Greenbo Lake State Resort Park. Deer hunting shall be permitted on the first Tuesday of  
23 January for two (2) consecutive days.

(3) Green River Lake State Park.

(a) Archery and crossbow deer hunting shall be permitted beginning the second Thursday of December for four (4) consecutive days;

(b) Archery and crossbow deer hunting shall be permitted beginning the third Thursday of December for four (4) consecutive days; and

(c) A deer hunter shall not take an antlered deer with antlers having an outside spread of less than fifteen (15) inches.

(4) Yatesville Lake State Park.

~~[(a)] Muzzleloading firearm, archery, and crossbow deer hunting shall be permitted under statewide deer requirements on the second Monday of December for three (3) consecutive days.~~

~~[(b) Check in at the park campground gate is required from noon to 8 p.m. Eastern Time on the second Sunday of December.]~~

(5) Jenny Wiley State Resort Park.

(a) Deer hunting shall be permitted on the second ~~[first]~~ Saturday of January for two (2) consecutive days;

(b) The bag limit shall be two (2) deer, only one of which may be antlered;

(c) The hunt shall be open to the first fifteen (15) mobility-impaired persons who check in at the park on the day before the hunt;

(d) A person who participates in the hunt shall comply with the requirements established in 301 KAR 3:026; and

~~(e) [days. The limit shall be one (1) deer.~~

~~(b) The hunt shall be open to the first fifteen (15) mobility-impaired persons to check in at the park on the day before the hunt.~~

~~(e) Persons who participate in the hunt shall comply with the requirements established in 301~~

~~KAR 3:026.~~

~~(d)] A deer hunter shall not take an antlered deer with antlers having an outside spread of less than fifteen (15) inches.~~

Section 8. State Park Deer Hunt Requirements. (1) Except for the open hunts at Jenny Wiley State Resort Park and Yatesville Lake State Park, a person shall not hunt on a state park except if: ~~[unless he or she:]~~

(a) Selected ~~[Was selected]~~ by a random drawing as described in Section 3 of this administrative regulation; or

(b) The person is a member of a ~~[Is a member of the]~~ successful applicant's hunting party.

~~(2) [Check in and check out requirement.~~

~~(a)] A person participating in a state park hunt, except for the quota hunts at Green River Lake State Park, Jenny Wiley State Resort Park, and Yatesville Lake State Park open deer hunts, shall:~~

~~(a) [1:] Check in and check out as required in Section 5 of this administrative regulation;~~

~~(b) [2:] Furnish at check-in:~~

1. Either a Social Security or draw conformation number; and

2. [a. Either his or her Social Security or confirmation number, showing that he or she was a successful applicant for the hunt; and

b.] A driver's license or other form of government-issued identification; and

(c) Check in:

1. Between noon and 8 p.m. Eastern Time the day before the hunt at the state park campground if hunting in the Yatesville Lake State Park open deer hunt; or

2. At the park the day before the hunt if hunting in the Jenny Wiley State Resort Park open deer

1 hunt; and

2 (d) Not be eligible to apply for a quota hunt the following year if the person does not check out  
3 as required in Section 5 of this administrative regulation.

4 ~~[3. Check in between noon and 8 p.m. Eastern Standard Time the day before the hunt at the state~~  
5 ~~park campground if hunting in the Yatesville Lake State Park open deer hunt, or at the park the~~  
6 ~~day before the hunt if hunting in the Jenny Wiley State Resort Park open deer hunt.~~

7 ~~(b) A person who does not check out as required above shall not be eligible to apply for a quota~~  
8 ~~hunt the following year.]~~

9 (3) A person participating in a state park deer hunt shall:

10 (a) Comply with the provisions of 301 KAR 2:172; and

11 (b) Check harvested deer daily at the designated park check station, except that the deer taken in  
12 the Green River Lake State Park quota hunt, and the open hunts at Jenny Wiley State Resort Park  
13 and Yatesville Lake State Park shall be telechecked according to requirements established in 301  
14 KAR 2:172. ~~[1. Check deer daily at the designated park check station, unless specified in~~  
15 ~~subparagraph 2 of this paragraph Telecheck deer taken in the Green River Lake State Park quota~~  
16 ~~hunts, Jenny Wiley State Resort Park[,], and Yatesville Lake State Park open deer hunts, as~~  
17 ~~specified in 301 KAR 2:172.]~~

18 (4) A person participating in a state park deer hunt shall not:

19 (a) Take more than two (2) deer in a quota hunt, only one (1) of which may be antlered;

20 (b) Hunt over bait;

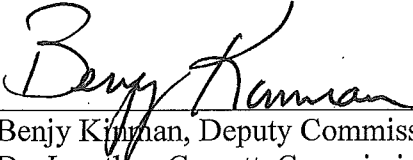
21 (c) Injure a tree by using:

22 1. A tree stand except a portable stand;

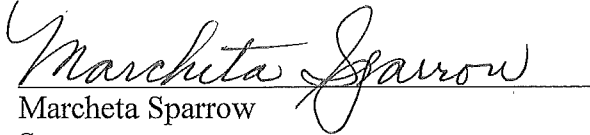
23 2. Climbing devices that nail or screw to the tree; or

- 1 3. Climbing spikes.
- 2 (d) Leave a deer stand unattended for more than twenty-four (24) hours;
- 3 (e) Discharge a firearm within 100 yards of a maintained road or building;
- 4 (f) Hunt:
  - 5 1. In an area posted as closed by signs; or
  - 6 2. Outside park boundaries.

Approved by the Fish and Wildlife Commission March 5, 2010.



Benjy Kinnman, Deputy Commissioner, for  
Dr. Jonathan Gassett, Commissioner  
Department of Fish and Wildlife Resources



Marcheta Sparrow  
Secretary  
Tourism, Arts and Heritage Cabinet

Date: 03-11-10

**PUBLIC HEARING AND PUBLIC COMMENT PERIOD:** A public hearing on this administrative regulation shall be held on April 21, 2010, at 11 a.m. at the Department of Fish and Wildlife Resources in the Commission Room of the Arnold L. Mitchell Building, #1 Sportsman's Lane, Frankfort, Kentucky. Individuals interested in attending this hearing shall notify this agency in writing five business days prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled.

This hearing is open to the public. Any person who attends will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made.

If you do not wish to attend the public hearing, you may submit written comments on the proposed administrative regulation by April 30, 2010.

Send written notification of intent to attend the public hearing or written comments on the proposed administrative regulation to:

Rose Mack  
Department of Fish and Wildlife Resources  
Arnold L. Mitchell Building  
#1 Sportsman's Lane  
Frankfort, Kentucky 40601  
(502) 564-7109, Ext. 4507 FAX (502) 564-9136

## REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

301 KAR 2:178. Deer hunting on Wildlife Management Areas and state parks.

Contact Person: Rose Mack

(1) Provide a brief summary of:

(a) What this administrative regulation does: This regulation establishes the deer hunting seasons, limits, and equipment restrictions under which deer may be taken on wildlife management areas and state parks.

(b) The necessity of this administrative regulation: To establish deer hunting seasons, limits, and methods of taking deer to control and manage deer populations and hunting pressure on wildlife management areas and state parks.

(c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 150.025 authorizes the Department of Fish and Wildlife Resources to promulgate administrative regulations governing hunting seasons, including deer. KRS 150.620 authorizes the department to manage public lands for hunting and fishing. This administrative regulation establishes hunting season dates, equipment restrictions, quota hunt application procedures, and checking requirements for deer hunting on certain public lands.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation will assist in the administration of the statute by establishing guidelines for effectively managing deer herds on Wildlife Management Areas (WMAs) and state parks, including establishment of guidelines to ensure safe, orderly hunting practices on public lands.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: This amendment eliminates the bonus buck tag for WMA quota hunts, limits hunters to taking only 1 deer per day on WMAs, allows hunters participating in the Clay WMA quota hunt to take up to 4 deer, restricts hunters from taking more than 1 deer per season on Higginson-Henry WMA, allows hunters selected for the Taylorsville Lake WMA antlerless-only quota hunt to keep accumulated preference points, lengthens the quota hunt, moves the open firearms hunt to January and requires hunters to hunt in a selected tract only on West Kentucky WMA, and increases the limit to 2 deer on Jenny Wiley SRP. Hunts on Taylorville Lake WMA and Jenny Wiley SRP are shifted to a week later to avoid hunts taking place on New Year's Day.

(b) The necessity of the amendment to this administrative regulation: This amendment is necessary to provide a framework for deer hunting and hunter management for WMAs and state parks that is safe and effective for controlling deer numbers and maximizing hunter opportunity.

(c) How the amendment conforms to the content of the authorizing statutes: See (1)(c) above.

(d) How the amendment will assist in the effective administration of the statutes: See (1)(d) above.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: Persons who wish to deer hunt on WMAs or state parks in Kentucky will be affected. In 2009, there were 11,403 total quota hunt applicants for 3,930 available slots.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: Deer hunters will have to hunt WMAs and state parks according to the individual hunt guidelines for those sites, as listed in the fall hunting guide published by the department.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): There should be no direct cost to hunters as a result of this amendment to the administrative regulation.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): Deer hunters on most WMAs and state parks will be minimally impacted and hunter access will not be greatly impacted, since all changes are to a few individual WMAs or parks.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: There will be no additional cost to the agency to implement this regulation.

(b) On a continuing basis: There will be no additional cost on a continuing basis.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: The source of funding is the State Game and Fish Fund.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: It will not be necessary to increase a fee or funding to implement this administrative regulation.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: This administrative regulation does not establish or increase any fees.

(9) TIERING: Is tiering applied? Tiering was not used because all persons who hunt deer on WMAs or state parks are required to abide by these guidelines.

## FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation No. 301 KAR 2:178

Contact Person: Rose Mack

1. Does this administrative regulation relate to any program, service, or requirements of a state or local government (including cities, counties, fire departments, or school districts)?

Yes   X   No           

If yes, complete questions 2-4.

2. What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The Kentucky Department of Fish and Wildlife Resources' Wildlife and Law Enforcement Divisions will be affected by this regulation.

3. Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 148.029, 150.025, and 150.620.

4. Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? No revenue will be generated for the first year.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? No future revenue will be generated.

(c) How much will it cost to administer this program for the first year? There will be no additional costs incurred for the first year.

(d) How much will it cost to administer this program for subsequent years? There will be no additional costs incurred for subsequent years.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-): None.

Expenditures (+/-): None.

Other Explanation: The changes in this amendment will have negligible impact on local governments, deer hunters, and local economies, because the changes are small in scope relative to the overall deer hunting-related economic engine in Kentucky.